

PTO/SB/21 (04-07)


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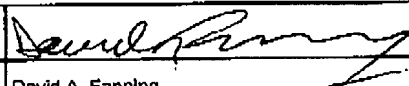
|   |                      |                        |         |
|---|----------------------|------------------------|---------|
| <b>TRANSMITTAL FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number   | 09/929,227             |         |
|   | Filing Date          | August 13, 2001        |         |
|   | First Named Inventor | Stephen F. Gass        |         |
|   | Art Unit             | 3724                   |         |
|   | Examiner Name        | Ghassem Ali            |         |
| Total Number of Pages in This Submission  | 3                    | Attorney Docket Number | SDT 304 |

| ENCLOSURES (Check all that apply)   |   |   |
|---|---|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts<br>under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify<br>below):<br>1. Notice to Pay Balance of Issue Fee |
| Remarks   |   |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | SD3, LLC  |          |        |
| Signature    |  |          |        |
| Printed name | David A. Fanning  |          |        |
| Date         | December 4, 2007  | Reg. No. | 33,233 |

## CERTIFICATE OF TRANSMISSION/MAILING

|   |   |      |                  |
|---|---|------|------------------|
| I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: |   |      |                  |
| Signature   |  |      |                  |
| Typed or printed name   | David A. Fanning  | Date | December 4, 2007 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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SD3, LLC  
9564 S.W. TUALATIN ROAD  
TUALATIN, OR 97062

Mail Date: 11/19/07  
Application Number: 09/929227

## NOTICE TO PAY BALANCE OF ISSUE FEE

The issue fee payment filed on 11/01/07 has been received. Although the fee paid in the Notice of Allowance was paid, new patent fees went into effect on September 30, 2007 after the mailing date of the Notice. See the Sections 801 and 803 of the Consolidated Appropriations Act, 2005 (H.R. 4818). As stated in Section 803 of the Act, "the provisions of this title shall take effect on the date of enactment of this Act. . . the provisions of section 801 shall apply to all patents, whenever granted, and to all patent applications pending on or filed after the effective date [September 30, 2007]. Because the issue fee was paid on or after September 30, 2007, the new issue fee was due instead of the amount specified in the Notice of Allowance.<sup>1</sup>

In accordance with 37 CFR 1.18, applicant is given a time period of **THREE (3) MONTHS** from the mailing date of this notice during which to pay the **BALANCE DUE** indicated below. The balance due is the difference between the issue fee required on the date that the correct issue fee is paid and the amount that was previously paid. This three-month time period may not be extended. If the balance due is not paid before the expiration of the three-month period, the application will become abandoned (if not issued) or the patent will lapse (if issued) at the termination of the three-month period.

Adjustment date: 12/06/2007 HDEMSS2  
11/05/2007 SSANDAR1 00000011 09929227  
02 FC:1506

| App. Type          | Issue Fee Req.<br>large entity / small entity | Issue Fee PAID | Balance Due.<br>Col. A minus Col. B |
|--------------------|---|----------------|-------------------------------------|
| UTILITY or REISSUE | \$1,440.00 / \$720.00                         | \$ 700.00      | \$ 20.00                            |
| DESIGN             | \$820.00 / \$410.00                           | \$             | \$                                  |
| PLANT              | \$1,130.00 / \$565.00                         | \$             | \$                                  |

12/06/2007 HDEMSS2 00000061 09929227

01 FC:2501 720.00 OP

*Krystal Paige*  
Krystal Paige  
Office: 703-308-9250  
Fax: 571-270-9937

A copy of this notice MUST be returned with payment.

## CERTIFICATE OF MAILING

I hereby certify that this notice and the required additional fee are being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below, or via fax to 571-273-8300.

Printed Name: David A. Fanning

Signature: David A. Fanning

Registration Number, if any 33,233

Date: December 4, 2007

<sup>1</sup> Applicants should check the current fee schedule posted on the USPTO Internet web site at:

<http://www.uspto.gov/ip/in/howtofees.htm> before paying the balance due in order to ensure that the correct issue fee is paid. If applicable, fees may also be paid by EFS Web, Credit Card or Deposit Account.